

22388 U.S.PTO
10/721904

112603

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
GARRARD L. HARGROVE ET AL
U.S. Serial No.

Filed: November 26, 2003

CONTROLLED RELEASE PESTICIDAL
COMPOSITION AND METHOD OF MAKING

Alexandria, Virginia
November 26, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

37 CFR §1.53(b) DIVISIONAL APPLICATION

Dear Sir:

This is a request for filing a divisional application under 37 CFR §1.53(b) of pending prior application Serial No. 09/949,909 filed on September 12, 2001 for CONTROLLED RELEASE PESTICIDAL COMPOSITION AND METHOD OF MAKING. Enclosed is a complete copy of the prior application papers including the declaration as originally filed in application Serial No. 09/949,909 filed September 12, 2001. Applicants hereby request incorporation of the prior application by reference.

A preliminary amendment is enclosed. Enter the preliminary amendment in this application before calculating the filing fee.

6164/DIV/37 CFR 1.53(b) Division
[Based on USSN 09/949,909]

The filing fee is calculated as follows:

Total Claims: 36-20 = 16 x \$18 =	\$ 288.00
Independent Claims: 1-3 = 00 x \$86 =	\$ -0-
Multiple Dependent Claim Presented -\$290=	\$ 290.00
Basic Fee	<u>\$ 770.00</u>

Total of above calculations..... \$1,348.00

Reduction by 1/2 for filing a small entity..... \$ 0.00

TOTAL FILING FEE 1,348.00

A check in the amount of \$1,348.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-3690 of the undersigned attorney. A duplicate copy of this sheet is enclosed.

The prior application and the present application is assigned of record to RLC Technologies, L.L.C., Sylacauga, Alabama.

The power of attorney in the prior application is to Theodore A. Breiner, Registration No. 32,103 and Mary J. Breiner, Registration No. 33,161, 115 North Henry Street, P.O. Box 19290, Alexandria, Virginia 22320-0290; telephone (703) 684-6885. The power appears in the original papers in the prior application.

The undersigned declares further that all statements made herein of his own knowledge are true and

that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

GARRARD L. HARGROVE ET AL

By:



Theodore A. Breiner, Attorney
Registration No. 32,103
BREINER & BREINER, L.L.C.
115 North Henry Street
P.O. Box 19290
Alexandria, Virginia 22320-0290

Telephone: (703) 684-6885

Attachments - Prior Application Papers
- Application Data Sheet
- Preliminary Amendment
- \$1,348.00 Filing Fee